

**Filed 7/9/09 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2009 ND 128

Nathan Fehl-Haber,

Petitioner and Appellant

v.

State of North Dakota,

Respondent and Appellee

No. 20090026

Appeal from the District Court of Burleigh County, South Central Judicial District, the Honorable Sonna M. Anderson, Judge.

AFFIRMED.

Per Curiam.

Mark T. Blumer, P.O. Box 475, Valley City, ND 58072, for petitioner and appellant.

Cynthia M. Feland, Assistant State's Attorney, Courthouse, 514 E. Thayer Ave., Bismarck, ND 58501-4413, for respondent and appellee.

Fehl-Haber v. State

No. 20090026

Per Curiam.

[¶1] Nathan Fehl-Haber appealed from a district court order denying his application for post-conviction relief. On appeal, Fehl-Haber argued the court improperly denied his application, contending he had a valid claim for ineffective assistance of counsel and that the State withheld information from him which could have been helpful to his defense. We affirm under N.D.R.App.P. 35.1(a)(2).

[¶2] Gerald W. VandeWalle, C.J.
Carol Ronning Kapsner
Mary Muehlen Maring
Daniel J. Crothers
Dale V. Sandstrom